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IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplication of: Bee *et al.*

Confirmation No. 4949

Application No.: 09/880,732

Group Art Unit: 1634

Filed: June 12, 2001

Examiner: JOHANNSEN, DIANA B

For: Assay For Genetic Polymorphisms
Using Scattered Light Detectable LabelsAttorney Docket No.: 11032-017 (formerly
089498-0402)

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PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.111Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the communication from the Examiner and a Notice to Comply with Requirements for Patent Applications mailed October 2, 2002, Applicant submits herewith the following amendments and the remarks below. Accompanying this Preliminary Amendment is: 1) a Petition For Extension of Time for one month including and up to December 2, 2002; 2) a Transmittal of Substitute Sequence Listing Under 37 C.F.R. § 1.821, a substitute sequence listing in paper and computer readable form; 3) a copy of the communication from the Examiner dated October 2, 2002; and 4) Exhibit A, a marked-up version of the replacement paragraphs of the specification.

IN THE SPECIFICATION:

A marked-up version of the following amended paragraphs are attached as Exhibit A.

Please amend the Specification as follows:

On page 16, line 23, please replace the paragraph beginning, "**Figure 6**" with the following paragraph:

Figure 6 lists exemplary probes for CYP2D6 allele detection (SEQ ID NOs: 6 - 25, 20, 21, 26 - 43, 65, 66, 44 - 63, 67, 64 respectively).

REMARKS

Applicants have amended the specification pursuant to 37 C.F.R. § 1.821(d) to identify the sequences disclosed therein by their respective SEQ ID NOs as found in the